



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**NOTICE OF APPEAL AND REQUEST
FOR EXTENSION OF TIME
PURSUANT TO 37 C.F.R. § 1.136(a)**

Docket Number:
2565/94

Application Number
10/052,768

Filing Date
January 18, 2002

Examiner
Sun Kim

Art Unit
1723

Invention Title
CLOSURE ELEMENT

Inventor(s)
Uwe Hahmann et al.

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: **April 26, 2004**

Reg. No. 42,674

Signature: **Ken T. Ballou (Reg. No. 47,578) for Thomas C. Hughes**
Thomas C. Hughes

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated November 28, 2003 finally rejecting claims 36-38 and 59-69.

Applicants also respectfully request a **two-month extension of time** in which to respond to the Final Office Action of November 28, 2003, for which a three month response period expiring on February 28, 2004 was set. The two-month extended period for response expires on April 28, 2004.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.191 Notice of Appeal fee of **\$330.00** and the 37 C.F.R. § 1.136(a) two month extension fee (MINUS the one-month extension fee that was previously paid by Applicants on March 25, 2004) to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.

The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. 11-0600.

A duplicate copy of this form is enclosed for charging purposes.

Dated: **April 26, 2004**

By: **Ken T. Ballou (Reg. No. 47,578)**
for Thomas C. Hughes
Thomas C. Hughes (Reg. No. 42,674)

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01 FC:1872 420.00 DA
02 FC:1801 330.00 DA

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